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LETTER DATED 7 JUNE 1997 FROM THE SECRETARY-GENERAL ADDRESSED TO THE PRESIDENT OF THE SECURITY COUNCIL

I have the honour to submit to you, and through you to the members of the Security Council, the text of an exchange of letters between the Secretariat of the United Nations and the Permanent Mission of Iraq to the United Nations extending, in the light of Security Council resolution 1111 (1997) of 4 June 1997, the Memorandum of Understanding of 20 May 1996 concerning the implementation of Security Council resolution 986 (1995) for a period of 180 days, effective 8 June 1997.

(Signed) Kofi A. ANNAN

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Annex I

Letter dated 7 June 1997 from the Legal Counsel of the United Nations addressed to the Permanent Representative of Iraq to the United Nations

I have the honour to refer to resolution 1111 (1997), adopted by the Security Council on 4 June 1997, by which the Council decided that the relevant provisions of resolution 986 (1995) would remain in force for another period of 180 days beginning at 0001 hours, Eastern Daylight Time, on 8 June 1997. I should also like to refer to paragraph 50 of the Memorandum of Understanding between the Secretariat of the United Nations and the Government of Iraq on the implementation of Security Council resolution 986 (1995), pursuant to which the Memorandum would enter into force on the day when paragraphs 1 and 2 of resolution 986 (1995) became operational and would remain in force until the expiration of the 180-day period referred to in paragraph 3 of the resolution. Pursuant to that provision, the Memorandum of Understanding is due to expire on 7 June 1997.

In view of the foregoing, I have the honour to propose that the provisions of the Memorandum of Understanding of 20 May 1996 be extended for an additional period of 180 days, effective 8 June 1997, provided that the provisions of the Memorandum of Understanding that relate to the current Distribution Plan shall be applicable to the new Distribution Plan referred to in paragraph 5 of Security Council resolution 1111 (1997) to be submitted by the Government of Iraq and approved by the Secretary-General of the United Nations. The current Distribution Plan shall continue to apply for goods purchased with oil revenues generated within the 180-day period from the day on which resolution 986 (1995) became operational.

If your Government agrees to this proposal, I suggest that the present letter, and your reply thereto, shall constitute an agreement between the Secretariat of the United Nations and the Government of Iraq.

(Signed) Hans CORELL
Under-Secretary-General
for Legal Affairs,
The Legal Counsel

Annex II

Letter dated 7 June 1997 from the Permanent Representative of Iraq to the United Nations addressed to the Legal Counsel of the United Nations

I have the honour to inform you that the Government of Iraq agrees to the proposal contained in your letter of 7 June 1997 for the extension of the provisions of the Memorandum of Understanding of 20 May 1996 for an additional period of 180 days effective 8 June 1997.

(Signed) Nizar HAMDOON
Ambassador
Permanent Representative of Iraq
to the United Nations